Case 18-25956-VFP Doc 45 Filed 07/24/19 Entered 07/25/19 00:33:34 Desc Imaged

Information to	identify the case:	Page 1 01 4			
Debtor 1:	John Murphy	Social Security number or ITIN:	xxx-xx-0426		
	First Name Middle Name Last Name	EIN:			
Debtor 2: (Spouse, if filing)	First Name Middle Name Last Name	Social Security number or ITIN: _EIN:			
United States Ba	nkruptcy Court: District of New Jersey	Date case filed in chapter:	13	8/9/18	
Case number:	18-25956-VFP	Date case converted to chapter:	7	7/18/19	

# Official Form 309A (For Individuals or Joint Debtors)

# Notice of Chapter 7 Bankruptcy Case — No Proof of Claim Deadline

12/15

For the debtors listed above, a case has been filed under chapter 7 of the Bankruptcy Code. An order for relief has been entered.

This notice has important information about the case for creditors, debtors, and trustees, including information about the meeting of creditors and deadlines. Read both pages carefully.

The filing of the case imposed an automatic stay against most collection activities. This means that creditors generally may not take action to collect debts from the debtors or the debtors' property. For example, while the stay is in effect, creditors cannot sue, garnish wages, assert a deficiency, repossess property, or otherwise try to collect from the debtors. Creditors cannot demand repayment from debtors by mail, phone, or otherwise. Creditors who violate the stay can be required to pay actual and punitive damages and attorney's fees. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although debtors can ask the court to extend or impose a stay.

The debtors are seeking a discharge. Creditors who assert that the debtors are not entitled to a discharge of any debts or who want to have a particular debt excepted from discharge may be required to file a complaint in the bankruptcy clerk's office within the deadlines specified in this notice. (See line 9 for more information.)

To protect your rights, consult an attorney. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below or through PACER (Public Access to Court Electronic Records at www.pacer.gov).

The staff of the bankruptcy clerk's office cannot give legal advice.

To help creditors correctly identify debtors, debtors submit full Social Security or Individual Taxpayer Identification Numbers, which may appear on a version of this notice. However, the full numbers must not appear on any document filed with the court.

Do not file this notice with any proof of claim or other filing in the case. Do not include more than the last four digits of a Social Security or Individual Taxpayer Identification Number in any document, including attachments, that you file with the court.

Undeliverable notices will be sent by return mail to the debtor. It is the debtor's responsibility to obtain the party's correct address, resend the returned notice, and notify this office of the party's change of address. Failure to provide all parties with a copy of this notice may adversely affect the debtor as provided by the Bankruptcy Code.

	About Debtor 1:	About Debtor 2:
Debtor's full name	John Murphy	
All other names used in the last 8 years		
Address	35 Garside Place Clark, NJ 07066	
<b>Debtor's attorney</b> Name and address	Robert J. Jeney Jr. 1953 Westfield Ave Scotch Plains, NJ 07076	Contact phone (908) 322–9191
Bankruptcy trustee Name and address	Eric Raymond Perkins Eric R. Perkins, Chapter 7 Trustee 354 Eisenhower Parkway Suite 1500 Livingston, NJ 07039	Contact phone 973–422–1100
	All other names used in the last 8 years  Address  Debtor's attorney Name and address  Bankruptcy trustee	Debtor's full name  All other names used in the last 8 years  Address  35 Garside Place Clark, NJ 07066  Debtor's attorney Name and address  Robert J. Jeney Jr. 1953 Westfield Ave Scotch Plains, NJ 07076  Bankruptcy trustee Name and address  Eric Raymond Perkins Eric R. Perkins, Chapter 7 Trustee 354 Eisenhower Parkway Suite 1500

Debtor John Murphy

Case number 18-25956-VFP

#### 6. Bankruptcy clerk's office

Documents in this case may be filed at this address. You may inspect all records filed in this case at this office or online at www.pacer.gov. (800) 676-6856

MLK Jr Federal Building 50 Walnut Street Newark, NJ 07102 Additional information may be available at the Court's Web Site:

Hours open: 8:30 AM - 4:00 p.m., Monday - Friday (except holidays)

Contact phone 973-645-4764

Date: 7/22/19

Location:

### 7. Meeting of creditors

joint case, both spouses must attend. Creditors may attend, but are not required to do so.

All individual debtors must provide picture identification and proof of social security number to the trustee at the meeting of creditors. Failure to do so may result in

## August 19, 2019 at 02:00 PM

www.njb.uscourts.gov.

**Debtors must attend the meeting** The meeting may be continued or adjourned to a to be questioned under oath. In a later date. If so, the date will be on the court docket.

Office of the US Trustee, 1085 Raymond Blvd., One Newark Center, Suite 1401, Newark, NJ 07102-5504

Filing deadline: 10/18/19

#### 8. Presumption of abuse

your case being dismissed.

If the presumption of abuse arises, you may have the right to file a motion to dismiss the case under 11 U.S.C. § 707(b). Debtors may rebut the presumption by showing special circumstances.

The presumption of abuse does not arise.

#### 9. Deadlines

The bankruptcy clerk's office must receive these documents and any required filing fee by the following deadlines.

File by the deadline to object to discharge or to challenge whether certain debts are dischargeable:

#### You must file a complaint:

- if you assert that the debtor is not entitled to receive a discharge of any debts under any of the subdivisions of 11 U.S.C. § 727(a)(2) through (7),
- · if you want to have a debt excepted from discharge under 11 U.S.C § 523(a)(2), (4), or (6).

#### You must file a motion:

· if you assert that the discharge should be denied under § 727(a)(8) or (9).

WRITING A LETTER TO THE COURT OR THE JUDGE IS NOT A SUBSTITUTE FOR FILING AN ADVERSARY COMPLAINT OBJECTING TO **DISCHARGE OR DISCHARGEABILITY. IN NO CIRCUMSTANCE WILL WRITING A LETTER** PROTECT YOUR RIGHTS.

# Deadline to object to exemptions:

The law permits debtors to keep certain property as exempt. If you believe that the law does not authorize an exemption claimed, you may file an objection.

Filing deadline: 30 days after the conclusion of the meeting of creditors

## 10. Proof of claim

Please do not file a proof of claim unless you receive a notice to do so.

No property appears to be available to pay creditors. Therefore, please do not file a proof of claim now. If it later appears that assets are available to pay creditors, the clerk will send you another notice telling you that you may file a proof of claim and stating the deadline.

## 11. Creditors with a foreign address

If you are a creditor receiving a notice mailed to a foreign address, you may file a motion asking the court to extend the deadlines in this notice. Consult an attorney familiar with United States bankruptcy law if you have any questions about your rights in this case.

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12. Exempt property

Certificate of Notice Page 3 of 4

The law allows debtors to keep certain property as exempt. Fully exempt property will not be sold and distributed to creditors. Debtors must file a list of property claimed as exempt. You may inspect that list at the bankruptcy clerk's office or online at <a href="https://www.pacer.gov">www.pacer.gov</a>. If you believe that the law does not authorize an exemption that the debtors claim, you may file an objection. The bankruptcy clerk's office must receive the objection by the deadline to object to exemptions in line 9.

Official Form 309A (For Individuals or Joint Debtors) Notice of Chapter 7 Bankruptcy Case -- No Proof of Claim Deadline

page 2

# Case 18-25956-VFP Doc 45 Filed 07/24/19 Entered 07/25/19 00:33:34 Desc Imaged

Certificate of Notice Page 4 of 4 ted States Bankruptcy District of New Jersey

In re: John Murphy Debtor

517693427

Case No. 18-25956-VFP Chapter 7

# CERTIFICATE OF NOTICE

District/off: 0312-2 User: admin Page 1 of 1 Date Rcvd: Jul 22, 2019 Form ID: 309A Total Noticed: 15

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 24, 2019. Clark, NJ 07066-1714 809, St. Louis, MO 63179-0309 35 Garside Place, db +John Murphy, Home Point Financial, PO Box 790309, 517693426 +Home Point Financial Corporation, 11511 Luna Road, Suite 300, Farmers B: +TD Bank N.A., Payment Processing, PO Box 16029, Lewiston, ME 04243-9507 517752387 Farmers Branch, TX 75234-6451 517723391 +Toyota Lease Trust, c/o 'Addison, Texas 75001-9013 517754770 c/o Toyota Motor Credit Corporation, PO Box 9013, Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. E-mail/Text: rjjeney@comcast.net Jul 23 2019 00:16:13 Robert J. Jeney, Jr., aty 1953 Westfield Ave, Scotch Plains, NJ 07076 +EDI: BERPERKINS.COM Jul 23 2019 03:43:00 Er: Eric R. Perkins, Chapter 7 Trustee, 354 Eisen Eric Raymond Perkins, tr 354 Eisenhower Parkway, Suite 1500. Livingston, NJ 07039-1023 E-mail/Text: usanj.njbankr@usdoj.gov Jul 23 2019 00:18:39 970 Broad St., U.S. Attorney, smg Room 502, Rodino Federal Bldg., Newark, NJ 07102-2534 +E-mail/Text: ustpregion03.ne.ecf@usdoj.gov Jul 23 2019 00:18:36 United States Trustee, smq Suite 2100, Office of the United States Trustee, 1085 Raymond Blvd., One Newark Center, Newark, NJ 07102-5235 EDI: BANKAMER.COM Jul 23 2019 03:43:00 517693423 Bank of America, PO Box 15019, Wilmington, DE 19886-5019 EDI: CAPITALONE.COM Jul 23 2019 03:43:00 Capital One, PO Box 6492, 517693424 Carol Stream, IL 60197-6492 EDI: CAPITALONE.COM Jul 23 2019 03:43:00 Capital One Bank (USA), N.A., 517773176 PO Box 71083. Charlotte, NC 28272-1083 EDI: DISCOVER.COM Jul 23 2019 03:43:00 517693425 Discover, PO Box 71084, Charlotte, NC 28272-1084 517703577 EDI: DISCOVER.COM Jul 23 2019 03:43:00 Discover Bank, Discover Products Inc, PO Box 3025, New Albany, OH 43054-3025 EDI: TDBANKNORTH.COM Jul 23 2019 03:43:00

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

Columbus, GA 31908-4037

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jul 24, 2019 Signature: /s/Joseph Speetjens

### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 22, 2019 at the address(es) listed below:

Denise E. Carlon on behalf of Creditor Toyota Lease Trust dcarlon@kmllawgroup.com,

bkgroup@kmllawgroup.com

Eric Raymond Perkins eperkins@becker.legal,

nj42@ecfcbis.com;tcolombini@becker.legal;eperkins@becker.legal

Kevin Gordon McDonald on behalf of Creditor Toyota Lease Trust kmcdonald@kmllawgroup.com,

bkgroup@kmllawgroup.com

Nicholas V. Rogers on behalf of Creditor HOME POINT FINANCIAL CORPORATION nj.bkecf@fedphe.com Robert J. Jeney, Jr. on behalf of Debtor John Murphy rjjeney@comcast.net, rjjeney@comcast.net Sherri Jennifer Smith on behalf of Creditor HOME POINT FINANCIAL CORPORATION

TD Bank,

PO Box 84037,

nj.bkecf@fedphe.com, nj.bkecf@fedphe.com

U.S. Trustee USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 7

TOTAL: 10